

**December 4, 2013**

**STATEMENT OF PROCEEDINGS**

*The Minutes of the*

***BOARD OF SUPERVISORS  
REGULAR MEETING  
PLANNING AND LAND USE MATTERS***

**COUNTY OF SAN DIEGO**

STATEMENT OF PROCEEDINGS  
COUNTY OF SAN DIEGO BOARD OF SUPERVISORS  
REGULAR MEETING  
MEETING AGENDA  
**WEDNESDAY, DECEMBER 04, 2013, 09:00 A.M.**  
BOARD OF SUPERVISORS NORTH CHAMBER  
1600 PACIFIC HIGHWAY, ROOM 310, SAN DIEGO, CALIFORNIA

REGULAR SESSION – Regular Meeting was called to order at 9:06 a.m.

Present: Supervisors Greg Cox, Chairman; Dianne Jacob, Vice Chairwoman; Dave Roberts; Ron Roberts; Bill Horn; also David C. Hall, Assistant Clerk of the Board.

Approval of Statement of Proceedings/Minutes for the meeting of November 6, 2013.

**ACTION:**

ON MOTION of Supervisor D. Roberts, seconded by Supervisor Jacob, the Board of Supervisors approved the Statement of Proceedings/Minutes for the meeting of November 6, 2013.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

Jim Haughey, President of the American Public Works Association, made a special presentation to April Heinze, Director of General Services for the County of San Diego.

**NOTICE:** THE BOARD OF SUPERVISORS MAY TAKE ANY ACTION WITH RESPECT TO THE ITEMS INCLUDED ON THIS AGENDA. RECOMMENDATIONS MADE BY COUNTY STAFF DO NOT LIMIT ACTIONS THAT THE BOARD OF SUPERVISORS MAY TAKE. MEMBERS OF THE PUBLIC SHOULD NOT RELY UPON THE RECOMMENDATIONS IN THE BOARD LETTER AS DETERMINATIVE OF THE ACTION THE BOARD OF SUPERVISORS MAY TAKE ON A PARTICULAR MATTER.

**Board of Supervisors' Agenda Items**

**Agenda #    Subject**

1.        NOTICED PUBLIC HEARING:  
          SANTA FE MEADOWS OPEN SPACE EASEMENT VACATION; SAN  
          DIEGUITO COMMUNITY PLAN AREA (10/23/2013 – SET HEARING;  
          12/4/2013 – HOLD HEARING)
2.        NOTICED PUBLIC HEARING:  
          NORTH ISLAND CREDIT UNION SPECIFIC PLAN AMENDMENT AND  
          MAJOR USE PERMIT MODIFICATION; VALLE DE ORO COMMUNITY PLAN
3.        PURCHASE OF AGRICULTURAL CONSERVATION EASEMENT (PACE)  
          PROGRAM  
          [FUNDING SOURCE(S): FISCAL YEAR 2012-13 GENERAL FUND FUND  
          BALANCE AVAILABLE]

4. IMPACT FEE DEFERRAL PROGRAM EXTENSION (12/4/2013 – FIRST READING; 1/29/2014 – SECOND READING)  
  
(RELATES TO FLOOD AGENDA NO. 1 AND SANITATION DISTRICT AGENDA NO. 1)
5. ADOPT RESOLUTION OF INTENTION TO FORM COMMUNITY FACILITIES DISTRICT NO. 2013-01 (HORSE CREEK RIDGE MAINTENANCE)
6. ESTABLISH APPROPRIATIONS, ADVERTISE AND AWARD CONTRACT TO CONSTRUCT BEAR VALLEY PARKWAY NORTH WIDENING PROJECT AND ADOPT A RESOLUTION TO DECLARE A PORTION OF COUNTY PROPERTY FOR PUBLIC HIGHWAY  
[FUNDING SOURCE(S): TRANSNET, ROAD FUND FUND BALANCE AVAILABLE, CITY OF ESCONDIDO, SAN DIEGO GAS AND ELECTRIC, AT&T AND COX COMMUNICATIONS]  
(4 VOTES)
7. TRAFFIC ADVISORY COMMITTEE RECOMMENDATIONS (12/4/2013 - ADOPT RECOMMENDATIONS; 1/8/2014-SECOND READING OF ORDINANCE)
8. ADOPT A RESOLUTION AUTHORIZING THE DEPARTMENT OF PARKS AND RECREATION TO APPLY FOR AND ACCEPT GRANT FUNDS FROM THE LAND AND WATER CONSERVATION FUND AND ESTABLISH APPROPRIATIONS FOR CONSTRUCTION OF THE TIJUANA RIVER VALLEY MESA TRAILS PROJECT  
[FUNDING SOURCE(S): CALIFORNIA WILDLIFE CONSERVATION BOARD (WCB) GRANT, BORDER FENCE SETTLEMENT FUNDS, AND LAND AND WATER CONSERVATION FUND (LWCF) GRANT]  
(4 VOTES)
9. AN ORDINANCE AMENDING THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO COUNTY SUPERVISION OF CORRECTIVE ACTION AT CONTAMINATION SITES AND THE RECOVERY OF RELATED COUNTY COSTS (12/4/2013 – FIRST READING; 1/8/2014 - SECOND READING)
10. COUNTY OF SAN DIEGO TRACT NO. 5066-2: APPROVAL OF FINAL MAP AND SECURED AGREEMENTS FOR PUBLIC AND PRIVATE IMPROVEMENTS FOR RALPHS RANCH LOCATED IN SAN DIEGUITO COMMUNITY PLANNING AREA
11. EXTENSION OF TIME TO COMPLETE IMPROVEMENTS FOR COUNTY OF SAN DIEGO TRACT NO. 5378-1, FINAL MAP 15711, LOCATED IN RAMONA COMMUNITY PLANNING AREA

12. COUNTY OF SAN DIEGO TRACT NO. 5464-1: APPROVAL OF FINAL MAP FOR CORAZON DE LA ALDEA CONDOMINIUM CONVERSION LOCATED IN LAKESIDE COMMUNITY PLAN AREA
13. SUNSET REVIEW OF BOARD OF SUPERVISORS POLICIES, CODE OF ADMINISTRATIVE ORDINANCES, AND CODE OF REGULATORY ORDINANCES  
  
(RELATES TO SANITATION DISTRICT AGENDA NO. 3)
14. CLOSED SESSION (CARRYOVER FROM 12/4/13 AGENDA NO. 43)
15. PUBLIC COMMUNICATIONS

1. **SUBJECT: NOTICED PUBLIC HEARING:  
SANTA FE MEADOWS OPEN SPACE EASEMENT  
VACATION; SAN DIEGUITO COMMUNITY PLAN AREA  
(10/23/2013 – SET HEARING; 12/4/2013 – HOLD HEARING)  
(DISTRICT: 5)**

**OVERVIEW:**

On October 23, 2013 (6), the Board set a Hearing for December 4, 2013.

Application date: July 10, 2013

This is a request for the Board of Supervisors to consider the vacation of a biological open space easement and brush management zone easement pursuant to Board Policy I-103 Open Space Easement Vacations and the Streets and Highways Code. The 10.27 acre biological open space easement and 3.93 acre brush management zone easement requested to be vacated by the property owners were recorded in association with the Santa Fe Meadows Tentative Map (TM 5116) which was approved in 1999. A Final Map associated with this project was never recorded, and the Tentative Map has since expired. Therefore, the easements are no longer required to mitigate impacts related to the Tentative Map under the California Environmental Quality Act (CEQA). The case number for this project is: PDS2013-VAC-13-001.

The project site is 20.52 acres in size and is located south of Artesian Road and Franzen Farms Road, and west of Artesian Trail, within the San Dieguito Community Plan area (Thomas Bros. Map Page 1168, J/4).

Today's request requires two steps: On October 23, 2013, it is requested that the Board set a date for a public hearing for December 4, 2013, and provide public notice of that hearing. If the Board takes the actions recommended for October 23, 2013, then on December 4, 2013, it is requested that the Board consider and adopt a resolution to vacate the referenced easements and record the resolution of vacation.

**FISCAL IMPACT:**

N/A

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**DEPARTMENT OF PLANNING AND DEVELOPMENT SERVICES**

1. Adopt the environmental findings included in Attachment D.
2. Adopt the resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO VACATING PUBLIC SERVICE EASEMENT PDS2013-VAC-13-001. (Attachment C).

3. Direct the Clerk of the Board to record this resolution pursuant to the Streets and Highways Code Section 8325.

**ACTION:**

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 13-170, entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO VACATING PUBLIC SERVICE EASEMENT PDS2013-VAC-13-001.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

2. **SUBJECT: NOTICED PUBLIC HEARING:  
NORTH ISLAND CREDIT UNION SPECIFIC PLAN  
AMENDMENT AND MAJOR USE PERMIT  
MODIFICATION; VALLE DE ORO COMMUNITY PLAN  
(DISTRICT: 2)**

**OVERVIEW:**

Application dates: August 15, 2012 and March 8, 2013

This is a request for the Board of Supervisors to consider a Major Use Permit Modification and Specific Plan Amendment to the "Restaurant Site C-2", a two parcel development within the Rancho San Diego Specific Plan. The site is currently developed with a restaurant and retail uses on parcel one and a vacant office building located on parcel two. The proposed Specific Plan Amendment would allow additional commercial uses in the existing vacant office building on parcel 2. The Major Use Permit Modification would remove the restriction that only allows offices and would allow for additional commercial uses. Conditions would be added to the Major Use Permit Modification to regulate the new uses. The case numbers for this project are PDS2013-SPA-13-001, PDS2012-3301-98-009-03 (MUP), and PDS2012-3910-9819005A (ER).

The proposed project is located at 3777 Willow Glen Drive, within the Valle De Oro Community Plan area. The site is subject to the Village General Plan Regional Category with Land Use Designations of Specific Plan Area and Open Space (Conservation). Zoning for the site is C36 (General Commercial) and S80 (Open Space). (2008 Thomas Guide Page 1272, A-5)

**FISCAL IMPACT:**

N/A

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**  
**PLANNING COMMISSION**

The Planning Commission made the following recommendations to the Board of Supervisors:

1. Adopt the environmental findings included in Attachment E.
2. Adopt the Resolution entitled: RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS APPROVING SPA 13-001 (Attachment B) for the reasons stated therein and discussed in this report.
3. Grant Major Use Permit Modification 3301 98-009-03 and impose the requirements and conditions set forth in the Major Use Permit Modification Form of Decision (Attachment C).

**DEPARTMENT OF PLANNING AND DEVELOPMENT SERVICES**

Planning & Development Services concurs with the recommendations of the Planning Commission.

**ACTION:**

ON MOTION of Supervisor Jacob, seconded by Supervisor D. Roberts, the Board closed the Hearing and took the following action:

1. Adopted the environmental findings included in Attachment E.
2. Adopted the Resolution No. 13-171 entitled: RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS APPROVING SPA 13-001 (Attachment B) for the reasons stated therein and discussed in this report.
3. Granted Major Use Permit Modification 3301 98-009-03 and imposed the requirements and conditions set forth in the Major Use Permit Modification Form of Decision (Attachment C) with the additional conditions below.
4. Directed the Chief Administrative Officer to add a condition requiring bio-retention basins rather than the vegetative swales if the uses at the property involve hazardous or toxic materials.
5. Directed the Chief Administrative Officer to add a condition at the owner's expense to have the County randomly inspect the property at least twice per year if the uses at the property involve hazardous or toxic materials to make certain that the conditions of the Major Use Permit are being met and, if they are not, to return to the Board with potential action to modify or revoke the Major Use Permit.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

3. **SUBJECT: PURCHASE OF AGRICULTURAL CONSERVATION  
EASEMENT (PACE) PROGRAM (DISTRICTS: ALL)**

**OVERVIEW:**

On July 17, 2013 (5), the Board of Supervisors directed staff to return to the Board with a report on the Purchase of Agricultural Conservation Easement (PACE) program within 120 days. The Board directed that the report detail the opportunities and challenges realized during the PACE program's implementation, provide an analysis of program demand and property characteristics of interested program participants, and identify and allocate appropriate funding to continue the County PACE program for the 16 remaining top-ranked properties.

Today's item is in response to the Board's direction. If the Board approves the recommendation to continue the program for the remaining 16 top-ranked properties and directs staff to acquire these easements, additional funding of up to \$820,000 of General Fund fund balance would be identified in Fiscal Year 2014-15 Operational Plan for acquisition of up to 16 remaining properties.

**FISCAL IMPACT:**

Funds of \$640,000 are included in the Fiscal Year 2013-2014 Operational Plan for the Department of Planning & Development Services. The funding source is Fiscal Year 2012-13 General Fund fund balance available. If the Board directs staff to continue with the purchase of additional properties, then additional costs of up to \$820,000 associated with the acquisition, appraisal and administrative costs of the properties will be included in the Fiscal Year 2014-15 Operational Plan based on Fiscal Year 2013-14 General Fund fund balance available. There will be no change in net General fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

1. Receive the report on the County's Purchase of Agricultural Conservation Easement program and provide further direction to staff.
2. If the Board directs staff to acquire easements from the remaining 16 top-ranked properties:
  - a. Find that the proposed action is categorically exempt from the California Environmental Quality Act (CEQA) under Section 15317 of the State CEQA Guidelines because it is a project involving the purchase of easement interests to preserve agricultural and natural conditions.
  - b. Direct the Director of Planning & Development Services to pursue the acquisition of easements on the remaining 16 top ranked properties.
  - c. Refer to budget, the establishment of appropriations of up to \$820,000 in the Department of Planning & Development Services, services and



supplies, to fund the acquisition of the remaining top ranked PACE properties, based on Fiscal Year 2013-2014 General Fund fund balance available.

- d. Provide direction to staff whether a mitigation program should be prepared as an expanded component of the PACE program.

**ACTION:**

ON MOTION of Supervisor D. Roberts, seconded by Supervisor Jacob, the Board took the following action:

1. Received the report on the County's Purchase of Agricultural Conservation Easement program.
2. Found that the proposed action is categorically exempt from the California Environmental Quality Act (CEQA) under Section 15317 of the State CEQA Guidelines because it is a project involving the purchase of easement interests to preserve agricultural and natural conditions.
3. Directed the Director of Planning & Development Services to pursue the acquisition of easements on the remaining 16 top ranked properties.
4. Referred to budget, the establishment of appropriations of up to \$820,000 in the Department of Planning & Development Services, services and supplies, to fund the acquisition of the remaining top ranked PACE properties, based on Fiscal Year 2013-2014 General Fund fund balance available.
5. Directed the Chief Administrative Officer to prepare a mitigation program as an expanded component of the PACE program.
6. Directed the Chief Administrative Officer to establish the PACE program as a permanent county program.
7. Directed the Chief Administrative Officer to provide for continuous funding through an annual General Fund appropriation in addition to funding through mitigation.
8. Directed the Chief Administrative Officer to periodically reopen the PACE application process to interested property owners.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

4. **SUBJECT: IMPACT FEE DEFERRAL PROGRAM EXTENSION  
(12/4/2013 – FIRST READING; 1/29/2014 – SECOND  
READING) (DISTRICTS: ALL)**

**OVERVIEW:**

In 2008, the State of California approved Assembly Bill 2604 which allows local governments to defer impact fees for land development projects as opposed to collecting the fees when the building permit is issued. The intent of the state legislation was to promote economic stimulus in the region by deferring the payment and collection of impact fees.

On December 10, 2008 (14), the Board of Supervisors directed the Chief Administrative Officer to draft ordinance amendments to defer impact fees for residential tracts and commercial building permits until final inspection or certificate of occupancy. The Board directed that the impact fee deferrals include Transportation Impact Fees, Park Lands Dedication Ordinance Fees, Drainage Fees and Sewer Fees, and a program sunset date. On March 4, 2009 (2), the Board adopted ordinance amendments to authorize, for a two-year period, deferral of certain impact fees in accordance with Assembly Bill 2604. On July 13, 2011 (9), the Board authorized a two-year extension of the Impact Fee Deferral Program.

Today's request is that the Board authorize an additional two-year extension of the Impact Fee Deferral Program.

**FISCAL IMPACT:**

If approved, the Ordinances will result in the continued deferral of applicant payment and County collection of the Transportation Impact Fees, Park Lands Dedication Ordinance Fees, Drainage Fees, and Sanitation District Fees. This deferral will result in a loss of revenue that would otherwise be generated by interest on the fees if they were collected earlier in the process. The previously adopted administration fee of \$170, that ensures full cost recovery for additional staff time to administer the program, will remain unchanged. This administration fee will be charged for each commercial permit issued and for each grouped phase of homes for tract developments. Administration of the program will be accomplished with existing staff. Based on data from April 2009-October 2013, customers were able to defer approximately \$4.5 million in impact fees, with an average deferral period of 165 days.

**BUSINESS IMPACT STATEMENT:**

Under Assembly Bill 2604, the proposed Impact Fee Deferral Program is designed to provide an economic stimulus for the region through the deferral of payment and collection of impact fees. The Building Industry Association (BIA) supports the extension of the impact fee deferral concept as a means to continue to stimulate development, job growth and the local economy.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

**Acting as the San Diego County Board of Supervisors:**

On December 4, 2013:

1. Find that the proposed project is exempt from the California Environmental Quality Act (CEQA) as specified in Section 15273 of the State CEQA Guidelines for the reasons detailed in the Notice of Exemption dated November 4, 2013, on file with the Department of Planning & Development Services (PDS), and approve the findings in Attachment G pursuant to the CEQA Guidelines Section 15273(c).
2. Approve the introduction of the Ordinance (first reading), read title and waive further reading of the Ordinance (Attachment B), titled:

AN ORDINANCE AMENDING THE COUNTY CODE AND  
THE UNIFORM SEWER ORDINANCE RELATED TO THE  
DEFERRAL OF DEVELOPMENT IMPACT FEES.

If on December 4, 2013, the Board takes action as recommended, then on January 29, 2014:

Consider and adopt the Ordinance (second reading):

AN ORDINANCE AMENDING THE COUNTY CODE AND  
THE UNIFORM SEWER ORDINANCE RELATED TO THE  
DEFERRAL OF DEVELOPMENT IMPACT FEES.

(Relates to Flood Agenda No. 1 and Sanitation District Agenda No. 1)

**ACTION:**

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent, introducing the Ordinance for further Board consideration and adoption on January 29, 2014.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

5. **SUBJECT: ADOPT RESOLUTION OF INTENTION TO FORM  
COMMUNITY FACILITIES DISTRICT NO. 2013-01 (HORSE  
CREEK RIDGE MAINTENANCE) (DISTRICT: 5)**

**OVERVIEW:**

D.R. Horton Los Angeles Holding Company Inc. (Developer) is in the process of developing Horse Creek Ridge, a 396-acre community located in the northeast quadrant of the SR-76 and I-15 interchange within the unincorporated area of Fallbrook (57<sup>th</sup> Edition Thomas Guide Page 1048, J1 & 1028, H, J 5-7). On May 11, 2011(1), the Board of Supervisors approved a Tentative Map for Campus Park (VTM 5338 RPL-7), now known as Horse Creek Ridge. This is a master planned community consisting of 521 single family residential homes and 230 condominium units. In addition, the project is proposed to include a regional

sports park complex, equestrian staging area, regional public trails, open space areas and two large detention basins.

The Developer has petitioned the County to create a Community Facilities District that will benefit the Horse Creek Ridge community through the levy of a voter approved special tax which will finance needed community services. The purpose of the special tax is to pay directly for ongoing operation and maintenance of the regional sports park complex, staging area and trails, onsite and offsite open space, and detention basins within the Community Facilities District. The special tax will also fund fire protection services provided by the North County Fire Protection District to the Horse Creek Ridge community. The special tax will include an annual index to offset increases in operations or maintenance and services costs and will fund on-going administration costs of the Community Facilities District. The petition submitted by the Developer has been reviewed by staff and complies with the Board Policy I-136 - Comprehensive Goals and Policies for Community Facilities Districts.

This is a request to initiate proceedings through adoption of the Resolution of Intention to establish Community Facilities District No. 2013-01, Horse Creek Ridge Maintenance, and to schedule a required public hearing for January 29, 2014.

**FISCAL IMPACT:**

All County and consultant costs incurred for establishing this Community Facilities District, cost of maintenance of facilities and services, and ongoing administration of the Community Facilities District will be paid through special voter approved taxes. The Developer has delivered an initial deposit for all County and consultant costs to be incurred in the evaluation and formation of this Community Facilities District. Once the development is completed and infrastructure is in place, the special taxes will cover operation and maintenance for fire services provided by the North County Fire Protection District, local park facilities, trails and open space maintained by Department of Parks and Recreation, and water quality devices maintained by the San Diego County Flood Control District. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find that the Environmental Impact Report (EIR) for the Horse Creek Ridge Project, dated May 11, 2011, SCH Number 2005011092, on file in the Department of Planning and Development Services as Environmental Review No. 03-02-059, has been completed in compliance with the California Environmental Quality Act (CEQA) and the state and County CEQA Guidelines, that the decision-making body has reviewed and considered the information contained therein in the EIR prior to approving the project, and the EIR reflects the independent judgment and analysis of the Board of Supervisors;

Find that the currently proposed actions are within the scope of the EIR; that there are no changes in the project or in the circumstances under which it is undertaken that would result in significant environmental impacts beyond those considered in the certified EIR, nor a substantial increase in the severity of previously identified significant effects; and that no new information of substantial importance has become available since the EIR was prepared.

2. Approve and adopt the attached Resolution entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO OF INTENTION TO ESTABLISH A COMMUNITY FACILITIES DISTRICT AND TO AUTHORIZE THE LEVY OF SPECIAL TAXES.
3. Approve the Boundary Map for proposed Community Facilities District No. 2013-01, Horse Creek Ridge Maintenance.

**ACTION:**

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent, adopting Resolution No. 13-172, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO OF INTENTION TO ESTABLISH A COMMUNITY FACILITIES DISTRICT AND TO AUTHORIZE THE LEVY OF SPECIAL TAXES.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

6. **SUBJECT: ESTABLISH APPROPRIATIONS, ADVERTISE AND AWARD A CONTRACT TO CONSTRUCT BEAR VALLEY PARKWAY NORTH WIDENING PROJECT AND ADOPT A RESOLUTION TO DECLARE A PORTION OF COUNTY PROPERTY FOR PUBLIC HIGHWAY (DISTRICT: 3)**

**OVERVIEW:**

The Bear Valley Parkway North Widening Project will relieve traffic congestion by widening a one-mile segment of Bear Valley Parkway, between San Pasqual Valley Road (State Route 78) and Boyle Avenue in the unincorporated area of Escondido (57th Edition Thomas Guide Page 1130-D2 to D4). The project will widen the roadway from two to four travel lanes with center median, and construct a bicycle lane, sidewalk, shoulder, and parkway improvements in each direction. The project will connect to the existing four-lane road within the City of Escondido to the north. In addition, all existing overhead utilities within the project area will be converted to underground facilities and water and gas mains will be relocated to avoid conflicts with the proposed improvements.

This is a request to appropriate funds and approve advertisement and subsequent contract award to the lowest responsible bidder, to construct the Bear Valley Parkway North Widening Project. This is also a request to adopt a resolution declaring a portion of the County owned property along the Bear Valley Parkway North Widening Project as public highway. Construction is expected to cost

\$16,344,947, including contingency. It is scheduled to begin in spring 2014 and be completed in approximately two years, by the spring of 2016.

**FISCAL IMPACT:**

Funds for this request are not included in the Fiscal Year 2013-14 Operational Plan in Department of Public Works Detailed Work Program. If approved, current year construction costs will be \$16,344,947. The funding sources are TransNet (\$9,450,000), Road Fund fund balance available (\$2,900,000), City of Escondido (\$2,350,000), San Diego Gas and Electric (\$1,342,999), AT&T (\$210,195) and Cox Communications (\$91,753). There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

County construction contracts are competitively bid and help stimulate the local economy.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find that the Final Environmental Impact Report (FEIR) and Errata thereof for the Bear Valley Parkway North Widening Project, dated April 2010, SCH No. 2009-021015, on file at the Department of Public Works, was prepared in compliance with California Environmental Quality Act (CEQA) and the CEQA Guidelines, and that the decision making body has reviewed and considered the information contained therein prior to approving the project; and

Find that the currently proposed action is within the scope of the FEIR; that there are no changes in the project or in the circumstances under which it is to be undertaken that would result in significant environmental impacts beyond those considered in the certified FEIR, nor a substantial increase in the severity of previously identified significant effects; and that no new information of substantial importance has become available since the FEIR was prepared.

2. Establish appropriations of \$16,344,947 in the Department of Public Works Detailed Work Program, for the Bear Valley Parkway project, based on revenue from TransNet (\$9,450,000), Road Fund fund balance available (\$2,900,000), City of Escondido (\$2,350,000), San Diego Gas and Electric (\$1,342,999), AT&T (\$210,195) and Cox Communications (\$91,753).  
**(4 VOTES)**
3. Authorize the Clerk of the Board to execute, upon receipt, a Construction Cooperation Agreement for Bear Valley Parkway North Road Widening Project between the County of San Diego and the City of Escondido for work within Escondido City limits and water line construction.
4. Authorize the Clerk of the Board to execute, upon receipt, Construction Agreements between the County of San Diego and San Diego Gas and Electric, AT&T, and Cox Communications, for undergrounding of utilities within the project.

5. Designate the Director, Department of Public Works, as the County Officer responsible for administering the construction contract, in accordance with Board Policy F-41, Public Works Construction Projects.
6. Authorize the Director, Department of Purchasing and Contracting, to take any action necessary to advertise and award a contract and take other action authorized by Section 401 et seq., of the County Administrative Code with respect to contracting for the subject public works project.
7. Adopt a Resolution entitled: DECLARATION OF A PORTION OF COUNTY PROPERTY FOR PUBLIC HIGHWAY.

**ACTION:**

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent, adopting Resolution No. 13-173, entitled: DECLARATION OF A PORTION OF COUNTY PROPERTY FOR PUBLIC HIGHWAY.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

7. **SUBJECT: TRAFFIC ADVISORY COMMITTEE  
RECOMMENDATIONS (12/4/2013 - ADOPT  
RECOMMENDATIONS; 1/8/2014 - SECOND READING OF  
ORDINANCE) (DISTRICTS: 2 & 5)**

**OVERVIEW:**

The Traffic Advisory Committee meets every six weeks to review proposed additions, deletions or changes to regulatory traffic controls. Ten items were on the Committee's September 13, 2013 meeting agenda. Item 2-A was continued prior to the meeting at the request of the Crest-Dehesa Community Planning Group. The Committee recommends your action on the remaining nine items.

Your action on Item 2-F would revise the County Code of Regulatory Ordinances and requires two steps. On December 4, 2013, the Board will consider the Traffic Advisory Committee items. If the Board takes action on December 4, 2013, then on January 8, 2014, a second reading of an Ordinance adding Section 72.189.02. to the San Diego County Code of Regulatory Ordinances will be necessary to implement the Board's direction for Item 2-F.

**FISCAL IMPACT:**

Funds for this proposal are included in the Department of Public Works Road Fund Fiscal Year 2013-14 Operational Plan. If approved, there will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**  
**TRAFFIC ADVISORY COMMITTEE**

*District 2*

- 2-B. Westhill Road and Golden Ridge Road (57<sup>th</sup> Edition Thomas Guide Page 1231, J-6) Lakeside -- Establish a stop control for southbound traffic on Westhill Road.
- 2-C. El Capitan Real Road from Robledo Real Road northerly to Broad Oaks Road (57<sup>th</sup> Edition Thomas Guide Page 1233, B-3) Blossom Valley -- Direct the existing 45 MPH speed limit be recertified for continued radar speed enforcement.
- 2-D. Jamacha Boulevard from Sweetwater Springs Boulevard westerly to a point 1,000 feet east of Omega Street (57<sup>th</sup> Edition Thomas Guide Page 1291, F-1) Spring Valley -- Direct the existing 50 MPH speed limit be recertified for continued radar speed enforcement.
- 2-E. Jamacha Boulevard from a point 1,000 feet east of Omega Street westerly to La Presa Avenue (57<sup>th</sup> Edition Thomas Guide Page 1291, C-3) Spring Valley -- Direct the existing 45 MPH speed limit be recertified for continued radar speed enforcement.
- 2-F. Lakeside Avenue at a point 640 feet northwest of Riverside Drive (57<sup>th</sup> Edition Thomas Guide Page 1231, J-2) Lakeside -- Establish a mid-block crosswalk.
- 2-G. Calle Verde, north side, from a point 295 feet east of Avocado Boulevard easterly 40 feet in Rancho San Diego and, from a point 340 feet east of Avocado Boulevard easterly 60 feet in Casa de Oro (57<sup>th</sup> Edition Thomas Guide Page 1271, G-5) El Cajon -- Delete two bus loading zones no longer utilized.

*District 5*

- 5-A. Alvarado Street from Vine Street easterly to Stage Coach Lane (57<sup>th</sup> Edition Thomas Guide Page 1027, F-2) Fallbrook -- Direct the existing 35 MPH speed limit be certified for radar speed enforcement.
- 5-B. Alvarado Street from Stage Coach Lane easterly to Live Oak Park Road (57<sup>th</sup> Edition Thomas Guide Page 1027, J-2) Fallbrook -- Direct the existing 35 MPH speed limit be recertified for continued radar speed enforcement.
- 5-C. La Valle Plateada from Paseo Delicias southeasterly to El Montevideo (57<sup>th</sup> Edition Thomas Guide Page 1168, E-2) Rancho Santa Fe -- Direct the existing 35 MPH speed limit be recertified for continued radar speed enforcement.



**CHIEF ADMINISTRATIVE OFFICER**

1. Find that the proposed project is exempt from the California Environmental Quality Act (CEQA) as specified under Section 15301 of the state CEQA Guidelines.
2. Adopt the Traffic Advisory Committee's recommendations.
3. Adopt the following Resolutions:

RESOLUTION AMENDING TRAFFIC RESOLUTION NO. 300  
RELATING TO THE ESTABLISHMENT OF LOADING  
ZONES IN THE COUNTY OF SAN DIEGO (Item 2-G).

RESOLUTION AMENDING TRAFFIC RESOLUTION NO. 304  
RELATING TO THE ESTABLISHMENT OF STOP  
INTERSECTIONS IN THE COUNTY OF SAN DIEGO  
(Item 2-B).

4. Approve the introduction, read title and waive further reading of the following Ordinance:

AN ORDINANCE ADDING SECTION 72.189.02. TO THE SAN  
DIEGO COUNTY CODE RELATING TO TRAFFIC  
REGULATIONS IN THE COUNTY OF SAN DIEGO (Item 2-F).

If, on December 4, 2013, the Board takes action as recommended in Chief Administrative Officer's Recommendation 4 above, related to Item 2-F then, on January 8, 2014:

Consider and adopt the Ordinance adding Section 72.189.02. to the San Diego County Code relating to traffic regulations in the County of San Diego. (Item 2-F) (second reading)

**ACTION:**

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent, adopting the following:

Resolution No. 13-174, entitled: RESOLUTION AMENDING TRAFFIC RESOLUTION NO. 300 RELATING TO THE ESTABLISHMENT OF LOADING ZONES IN THE COUNTY OF SAN DIEGO (Item 2-G);

Resolution No. 13-175, entitled: RESOLUTION AMENDING TRAFFIC RESOLUTION NO. 304 RELATING TO THE ESTABLISHMENT OF STOP INTERSECTIONS IN THE COUNTY OF SAN DIEGO (Item 2-B);

and introducing the Ordinance for Board further consideration and adoption on January 8, 2014.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

8. **SUBJECT: ADOPT A RESOLUTION AUTHORIZING THE DEPARTMENT OF PARKS AND RECREATION TO APPLY FOR AND ACCEPT GRANT FUNDS FROM THE LAND AND WATER CONSERVATION FUND AND ESTABLISH APPROPRIATIONS FOR CONSTRUCTION OF THE TIJUANA RIVER VALLEY MESA TRAILS PROJECT (DISTRICT: 1)**

**OVERVIEW:**

The Land and Water Conservation Fund (LWCF) provides grant funds to federal, state and local agencies for development of public, outdoor recreation facilities. The LWCF grant program has a dollar-for-dollar match requirement and requires all applicants to submit a project-specific resolution from their governing body.

The Tijuana River Valley Regional Park (TRVRP) contains 1,700 acres of diverse habitat from dense riparian forests to coastal maritime sage scrub and is home to dozens of sensitive plant and animal species. A 22-mile multi-use recreational trail network is being constructed as funding is available to allow residents and visitors to enjoy the TRVRP. Over the last four years, the County of San Diego has received over \$5,600,000 in grants and settlement funds to construct the trail system. The proposed Tijuana River Valley Mesa Trails project includes substantial coastal sage scrub restoration and construction of the last five miles of trails within the TRVRP. If awarded, this LWCF grant will provide the final funding to complete the entire 22-mile trail system.

This is a request to adopt a Resolution authorizing the Department of Parks and Recreation to apply for, accept and, if awarded, establish appropriations of up to \$859,000 based on LWCF grant funds for the Tijuana River Valley Mesa Trails project. Today's actions will also authorize the Director, Department of Parks and Recreation, to conduct all negotiations and to execute and submit all documents that may be necessary to apply for and accept the grant funds. If the grant is awarded, construction of the Tijuana River Valley Mesa Trails project is expected to begin in fall 2015 and be completed in spring 2018.

**FISCAL IMPACT:**

Funds for this request are partially included in the Fiscal Year 2013-14 Operational Plan for the Capital Outlay Fund. If approved and a grant is awarded, this request will result in costs and revenue of up to \$2,179,000 for Capital Project 1018373, Tijuana River Valley Mesa Trails Construction. Construction and restoration costs are estimated at \$1,997,337, including contingency. Remaining project funds of \$181,663 will be used for project design, inspection services, construction management, restoration management, and project administration. The funding sources for this project are a California Wildlife Conservation Board (WCB) grant (\$1,200,000), Border Fence settlement funds (\$120,000), and Land and Water Conservation Fund (LWCF) grant (\$859,000). The LWCF program has a dollar-for-dollar match requirement which will be covered by the WCB grant funding. There will be no change in net General Fund cost and no additional staff years.

## **BUSINESS IMPACT STATEMENT:**

N/A

## **RECOMMENDATION:**

### **CHIEF ADMINISTRATIVE OFFICER**

1. Find that the Final Environmental Impact Report (FEIR) for the Tijuana River Valley Regional Park Trails and Habitat Enhancement Project, dated December, 2006, State Clearinghouse #2004091159 certified by the Board of Supervisors on December 13, 2006 (5), on file with the Department of Parks and Recreation, was completed in compliance with the California Environmental Quality Act (CEQA) and CEQA Guidelines and that the Board of Supervisors has reviewed and considered the information contained therein and the Addenda thereto dated August 23, 2011, September 6, 2011, January 27, 2012, and May 28, 2013 (Attachment C), on file with the Department of Parks and Recreation, before approving the project; and

Find that there are no substantial changes in the project or in the circumstances under which it is undertaken which involve significant new environmental impacts which were not considered in the previously certified FEIR, that there is no substantial increase in the severity of previously identified significant effects, and that no new information of substantial importance has become available since the FEIR was certified.

2. Waive Board Policy B-29, Fees, Grants, and Revenue Contracts – Department Responsibility for Cost Recovery, which requires the Board of Supervisors to act upon the proposed actions at least 15 days before a grant application is submitted.
3. Adopt the Resolution entitled: RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE APPLICATION AND ACCEPTANCE OF LAND AND WATER CONSERVATION FUNDS FOR THE TIJUANA RIVER VALLEY MESA TRAILS PROJECT.
4. Establish appropriations of up to \$859,000 in the Capital Outlay Fund for Capital Project 1018373, Tijuana River Valley Mesa Trails Construction contingent upon a grant award from the Land and Water Conservation Fund grant program. **(4 VOTES)**
5. Authorize the Director, Department of Parks and Recreation, or designee, as agent of the County, to conduct all negotiations and submit all documents including, but not limited to, applications, contracts, payment requests and to execute the grant agreements, including any extensions or amendments thereof that do not materially impact or alter the grant program or funding levels.

**ACTION:**

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent, adopting Resolution No. 13-176, entitled: RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE APPLICATION AND ACCEPTANCE OF LAND AND WATER CONSERVATION FUNDS FOR THE TIJUANA RIVER VALLEY MESA TRAILS PROJECT.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

9. **SUBJECT: AN ORDINANCE AMENDING THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO COUNTY SUPERVISION OF CORRECTIVE ACTION AT CONTAMINATION SITES AND THE RECOVERY OF RELATED COUNTY COSTS (12/4/2013 – FIRST READING; 1/8/2014 - SECOND READING) (DISTRICTS: ALL)**

**OVERVIEW:**

The State Department of Toxic Substances Control has historically overseen the clean-up of commercial properties where releases of hazardous wastes have occurred. Due to state budget constraints and the reduction of state staffing the Department of Toxic Substances Control has initiated the Corrective Action Delegation Program so that counties with existing Certified Unified Program Agency delegation can oversee these cases in the future.

In order for the Department of Environmental Health to oversee these cases, the Department of Toxic Substances Control requires the County to establish a mechanism to ensure costs specific to overseeing the clean-up of these properties can be recovered.

This is a request to adopt an ordinance amending the County Code of Regulatory Ordinances to provide the Department of Environmental Health's authority for oversight of the clean-up of commercial properties that have had a release of hazardous waste or hazardous constituents and to establish an initial deposit to ensure full cost recovery as required by Board Policy B-29, Fees, Grants, Revenue Contracts – Department Responsibility for Full Cost Recovery.

**FISCAL IMPACT:**

Funds for this request have been included in the Fiscal Year 2013-14 Operational Plan for the Department of Environmental Health. If approved this request will result in costs and revenue estimated at \$22,300 in Fiscal Year 2013-14 and \$45,000 in Fiscal Year 2014-15. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

This program will assist local businesses in the assessment and clean-up of hazardous spills that pose a threat to public health and the environment. The Department of Environmental Health has extensive experience overseeing the

clean-up of contaminated properties and has the resources to provide timely review of cases. This allows business owners to more quickly resolve their contamination issues and reduces restrictions on the future use of the property.

**RECOMMENDATION:**  
**CHIEF ADMINISTRATIVE OFFICER**

On December 4, 2013

1. In accordance with Section 15061(b)(3) of the State of California Environmental Quality Act (CEQA) Guidelines, find that it can be seen with certainty that there is no possibility this project may have a significant effect on the environment and that it is therefore exempt from CEQA.
2. Approve the introduction of the Ordinance (first reading), read title and waive further reading:

AN ORDINANCE AMENDING THE SAN DIEGO COUNTY  
CODE OF REGULATORY ORDINANCES RELATING TO  
COUNTY SUPERVISION OF CORRECTIVE ACTION AT  
CONTAMINATION SITES AND THE RECOVERY OF  
RELATED COUNTY COSTS.

If on December 4, 2013, the Board takes action as recommended in the Chief Administrative Officer's Recommendation 2, then on January 8, 2014:  
Consider and adopt the Ordinance amending the County Code of Regulatory Ordinances (second reading).

**ACTION:**

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent, introducing the Ordinance for further Board consideration and adoption on January 8, 2014.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

10. **SUBJECT: COUNTY OF SAN DIEGO TRACT NO. 5066-2: APPROVAL OF FINAL MAP AND SECURED AGREEMENTS FOR PUBLIC AND PRIVATE IMPROVEMENTS FOR RALPHS RANCH LOCATED IN SAN DIEGUITO COMMUNITY PLANNING AREA (DISTRICT: 5)**

**OVERVIEW:**

The purpose of this item is for the Board of Supervisors to review and approve the final map and secured agreements for public and private improvements. This project is a subdivision proposing 11 single family residential lots, eight open space lots, and two private street lots on a total of 1,181.2 acres. County of San Diego Tract No. 5066-2 known as Ralphs Ranch is located within the San Dieguito area, westerly of the Rancho Bernardo area, bordering the southerly boundary of Lake Hodges. It is at the northeasterly terminus of Ralphs Ranch Road within the 4S Ranch Specific Plan of the San Dieguito Community Plan Area (2009 Thomas Guide, Page 1149 F-7). (See Attachment A.)

The applicant has satisfied all conditions in the Resolution of Approval. They have provided performance bonds and labor and material bonds for the construction of the public and private improvements. This map has been reviewed and found to be technically correct, and complies with State law and County ordinances.

**FISCAL IMPACT:**

N/A

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

1. Approve the final map for County of San Diego Tract No. 5066-2.
2. Approve and authorize Clerk of the Board to execute the Agreements to Improve Major Subdivision, which include street improvements, sewer facilities and water facilities. (Attachments B and E)

**ACTION:**

Noting for the record that an Errata sheet has been submitted to reflect that this subdivision is in District 3; ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

11. **SUBJECT: EXTENSION OF TIME TO COMPLETE IMPROVEMENTS FOR COUNTY OF SAN DIEGO TRACT NO. 5378-1, FINAL MAP 15711, LOCATED IN RAMONA COMMUNITY PLANNING AREA (DISTRICT: 2)**

**OVERVIEW:**

San Diego County Code of Regulatory Ordinances (County Code) Section 81.405, Extension of Time to Construct Required Improvements, enables the Board of Supervisors to consider time extensions for completion of required improvements for major subdivisions. The Department of Planning & Development Services reviews existing subdivision agreements and their bonding requirements to determine if a recommendation for a time extension is warranted. This project is a subdivision consisting of 11 single-family residential lots on a total of 12.5 acres. It is located in the unincorporated community of Ramona, south of Hanson Lane and east of School Daze Lane (58th Edition Thomas Guide, Page 1172- F1).

This is a request to extend, for a period of two years, the performance completion date of the secured improvement agreement for County of San Diego Tract No. 5378-1 (Map 15711).

The owner of this recorded subdivision does not wish to construct the project at this time. No improvements have been constructed and no permits have been issued. A two year extension of the secured improvement agreement will ensure that responsibility will remain with the owner for constructing needed infrastructure, such as streets, drainage and water facilities, and allow the owner to retain development rights on this project. The additional time was requested to allow the owner to make necessary arrangements to either develop the site or sell the project.

**FISCAL IMPACT:**

There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

Grant an extension of time to December 4, 2015 for the performance completion date of secured improvement agreement for County of San Diego Tract No. 5378-1, Final Map 15711.

**ACTION:**

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

12. **SUBJECT: COUNTY OF SAN DIEGO TRACT NO. 5464-1: APPROVAL OF FINAL MAP FOR CORAZON DE LA ALDEA CONDOMINIUM CONVERSION LOCATED IN LAKESIDE COMMUNITY PLAN AREA (DISTRICT: 2)**

**OVERVIEW:**

The purpose of this item is for the Board of Supervisors to review and approve the final map and accept the dedication of Hart Drive for public right-of-way. This project is a subdivision consisting of 24 residential condominium units on one lot, on a total of approximately 1.8 acres. The project is an existing apartment complex converting to condominiums and all improvements have been completed. County of San Diego Tract No. 5464-1, known as the Corazon De La Aldea Condominium Conversion, is located within the unincorporated community of Lakeside, on the southerly side of Hart Drive and easterly of Victor Avenue (2009 Thomas Guide, Page 1251 G-3) (See Attachment A).

The applicant has satisfied all conditions in the Resolution of Approval. The map has been reviewed and found to be technically correct, and complies with State law and County ordinances.

**FISCAL IMPACT:**

N/A

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

1. Approve the final map for County of San Diego Tract No. 5464-1.
2. Accept on behalf of the public, the portion of Hart Drive for use as a street as shown on said map.

**ACTION:**

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

13. **SUBJECT: SUNSET REVIEW OF BOARD OF SUPERVISORS POLICIES, CODE OF ADMINISTRATIVE ORDINANCES, AND CODE OF REGULATORY ORDINANCES (DISTRICTS: ALL)**

**OVERVIEW:**

In accordance with Board of Supervisors Policy A-76, Sunset Review Process, the Land Use and Environment Group periodically reviews Board of Supervisors policies and provisions, as well as ordinances of the County Administrative Code and County Regulatory Code to ensure obsolete policies and Code provisions are deleted and remaining requirements reflect current Board standards and practices.

The proposed action includes approval of a new sunset review date for policies and ordinances listed in this letter, including revisions to some of these. No revisions are proposed to Board of Supervisor Policies A-124, I-109, and I-138; County Administrative Code Article XVI-C, Department of Agriculture, Weights and Measures (AWM), Article XVI-D, Department of Parks and Recreation (DPR), Article XXIa, Department of Planning & Development Services (PDS), and Article XXIb (PDS); and County Regulatory Code Title 8 (PDS). County staff is proposing revisions to Board of Supervisors Policies I-99, I-108, I-133, J-4, J-17, J-21, J-25 and J-31, as well as the rescission of Policy J-26—Treatment of Medians on Circulation Element Roads—and the disestablishment of the Integrated Pest Management Committee established by County Administrative Code Article XII-E, Section 204 to 204.11. This action also requires that the Board acting as the Board of Directors for the San Diego County Sanitation District concur on actions that apply to this district.



**FISCAL IMPACT:**

The requested actions will have no current year or annual cost and will not require any additional staff years.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:****CHIEF ADMINISTRATIVE OFFICER****Acting as the Board of Supervisors**

1. Determine no revisions are necessary and approve the sunset review date of December 31, 2020, for Board of Supervisor Policies A-124, I-109, and I-138; County Administrative Code Article XVI-C, Article XVI-D, Article XXIa, and Article XXIb; and County Regulatory Code Title 8.
2. Approve amendments to and establish the sunset review date of December 31, 2020, for Board of Supervisors Policies I-99, I-108, I-133, J-4, J-17, J-21, J-25 and J-31.
3. Rescind Board of Supervisors Policy J-26: Treatment of Medians on Circulation Element Roads.
4. Disestablish the Integrated Pest Management Committee established by County Administrative Code Article XII-E, Section 204 to 204.11.

(Relates to Sanitation District Agenda No. 3)

**ACTION:**

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

**14. SUBJECT: CLOSED SESSION (CARRYOVER FROM 12/4/13 AGENDA NO. 43) (DISTRICTS: ALL)**

**OVERVIEW:****A. CONFERENCE WITH LABOR NEGOTIATORS**

(Government Code section 54957.6)

Designated Representatives: Don Turko, Jeannine Seher

Employee Organizations: All

**B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

(Paragraph (1) of subdivision (d) of Section 54956.9)

Deputy Sheriff (ret.) Hector Rodriguez v. County of San Diego, et al.;  
Workers' Compensation Appeals Board ADJ7347604

- C. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to paragraph 2 of subdivision (d) of Government Code section 54956.9: (Number of Potential Cases – 1)
- D. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Paul Hupp v. County of San Diego, et al.; United States District Court,  
Southern District of California, No. 12-CV-00492-GPC
- E. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Cynthia Sommer v. County of San Diego, et al.; United States District Court,  
Southern District of California, No. 09-CV-2093 WQH
- F. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Donald Rico and Anthony Bojorquez v. County of San Diego, et al.; United  
States District Court, Southern District of California, No. 09-CV-2684-BTM
- G. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to paragraph 2 of subdivision (d) of  
Government Code section 54956.9: (Number of Potential Cases – 1)
- H. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Rancho Guejito Corporation v. County of San Diego, et al.; San Diego County  
Superior Court No. 37-2011-00097436-CU-TT-CTL

**ACTION:**

County Counsel announced that for Closed Session on Wednesday, December 4, 2013, the Board of Supervisors took the following action:

Item 14F: Donald Rico and Anthony Bojorquez v. County of San Diego, a lawsuit alleging a violation of civil rights, by vote of all five members of the Board present and voting “Aye” authorized the County to settle the case for payment of \$25,000, including all attorney’s fees and costs.

**15. SUBJECT: PUBLIC COMMUNICATIONS (DISTRICTS: ALL)**

**OVERVIEW:**

Robert Germann spoke to the Board regarding Gillespie airport.

Patricia Householder spoke to the Board regarding cell antennae on residential rooftops.

Lorraine M. Leighton spoke to the Board regarding Bradley Land Condo Homeowners’ Association in East County.

**ACTION:**

Heard, referred to the Chief Administrative Officer.

There being no further business, the Board adjourned at 11:30 a.m. in memory of Rosa Maria Abreu and Sam Brown.

THOMAS J. PASTUSZKA  
Clerk of the Board of Supervisors  
County of San Diego, State of California


Consent: Miller  
Discussion: Panfil

NOTE: This Statement of Proceedings sets forth all actions taken by the County of San Diego Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors, on Wednesday, January 08, 2014.

  
\_\_\_\_\_  
DIANNE JACOB  
Chairwoman

Attest:

  
\_\_\_\_\_  
THOMAS J. PASTUSZKA  
Clerk of the Board

12/04/13